Received: 08/28/2003

2003 DRAFTING REQUEST

Bill

| Received: 08/28/2003 | | | | | Received By: mkunkel | | | |
|---|-----------------------|-----------------------|------------------------|---------------|--------------------------------|-----------------------|----------|--|
| Wanted: As time permits | | | | | Identical to LRB: | | | |
| For: Michael Huebsch (608) 266-0631 | | | | | By/Representing: Bob Delaporte | | | |
| | | | | | Drafter: mkunkel | | | |
| May Contact: | | | | | Addl. Drafters: | | | |
| Subject: | Public l | U til electric | | | Extra Copies: | RJM | | |
| Submit vi | a email: YES | | | | | | | |
| Requester's email: Rep.Huebsch@legis.state.wi.us | | | | | | | | |
| Carbon co | opy (CC:) to: | robert.mar | chant@legis | s.state.wi.us | | | | |
| Pre Topi | c: | | | | | | | |
| No specif | ic pre topic gi | ven | | | | | | |
| Topic: | | | | | | | | |
| Repeal limitation on construction of nuclear power plants | | | | | | | | |
| Instructi | ons: | | | | | | | |
| See Attac | hed | | | | | | | |
| Drafting | History: | | | | | | | |
| Vers. | Drafted | Reviewed | Typed | Proofed | <u>Submitted</u> | Jacketed | Required | |
| /? | mkunkel 08/28/2003 | jdyer 08/29/2003 | | | | | State | |
| /1 | | | rschluet 08/29/2003 | 3 | lemery 08/29/2003 | mbarman 09/17/2003 | | |

09/17/2003 02:18:33 PM Page 2 FE Sent For: `

C) At Intro.

<END>

Received: 08/28/2003

2003 DRAFTING REQUEST

Received By: mkunkel

Bill

| Wanted: As time permits | | | | | Identical to LRB: | | | |
|--|-----------------------|---------------------|------------------------|-----------------|--------------------------------|----------|---------------------------------------|--|
| For: Michael Huebsch (608) 266-0631 | | | | | By/Representing: Bob Delaporte | | | |
| This file may be shown to any legislator: NO | | | | | Drafter: mkunkel | | | |
| May Contact: | | | | Addl. Drafters: | | | | |
| Subject: Public Util electric | | | | Extra Copies: | RJM | | | |
| Submit vi | a email: YES | | | | | | | |
| Requester | 's email: | Rep.Huebso | :h@legis.sta | te.wi.us | | | | |
| Carbon co | py (CC:) to: | robert.marc | chant@legis | .state.wi.us | | | | |
| Pre Topic | C: | | | | | | | |
| No specifi | c pre topic giv | ven | | | | | | |
| Topic: | | | | | • | | | |
| Repeal lin | nitation on con | nstruction of nuc | clear power p | plants | | | | |
| Instruction | ons: | | | | | | | |
| See Attacl | ned | | | | | | | |
| Drafting | History: | | <u> </u> | - | | | · · · · · · · · · · · · · · · · · · · | |
| Vers. | Drafted | Reviewed | Typed | Proofed | Submitted | Jacketed | Required | |
| /? | mkunkel 08/28/2003 | jdyer 08/29/2003 | | | | | State | |
| /1 | | | rschluet 08/29/2003 | 3 | lemery 08/29/2003 | | | |

08/29/2003 02:17:28 PM Page 2

FE Sent For:

<END>

2003 DRAFTING REQUEST

Bill

FE Sent For:

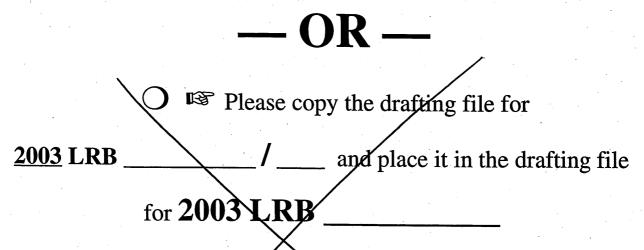
| Received: 08/28/2003 | Received By: mkunkel | | | |
|---|---|--|--|--|
| Wanted: As time permits | Identical to LRB: By/Representing: Bob Delaporte Drafter: mkunkel | | | |
| For: Michael Huebsch (608) 266-0631 | | | | |
| This file may be shown to any legislator: NO | | | | |
| May Contact: | Addl. Drafters: | | | |
| Subject: Public Util electric | Extra Copies: RJM | | | |
| Submit via email: YES | | | | |
| Requester's email: Rep.Huebsch@legis.state.wi.us | | | | |
| Carbon copy (CC:) to: | | | | |
| Pre Topic: | | | | |
| No specific pre topic given | | | | |
| Topic: | | | | |
| Repeal limitation on construction of nuclear power plants | | | | |
| Instructions: | | | | |
| See Attached | | | | |
| Drafting History: | | | | |
| Vers. Drafted Reviewed Typed Proofed /? mkunkel | Submitted Jacketed Required | | | |

RESEARCH APPENDIX - Draft Transfer/Copy Request Form

- Atty's please complete this form and give to Mike Barman (or Lynn E. In his absence)

| (Request Made By: <u>MDK</u>) (Date: <u>12</u> / <u>10</u> | / <u>03</u>) |
|---|---------------|
| | • |
| Please <u>transfer</u> the drafting file for | |
| 2001 LRB -2075 to the drafting file | |
| for 2003 LRB <u>- 3\8 </u> | |

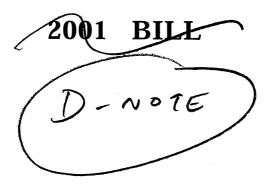
- The final version of the 2001 draft and the final Request Sheet will copied on yellow paper, and returned to the original 2001 drafting file. A new cover sheet will be created/included listing the new location of the drafting file's "guts".
- For research purposes, because the 2001 draft was incorporated into a 2003 draft, the complete drafting file will be transferred, as a separate appendix, to the new 2003 drafting file. This request form will be inserted into the "guts" of the 2003 draft. If introduced, the appendix will be scanned/added to the electronic drafting file folder.



- For research purposes, because the original 2003 draft was incorporated into another 2003 draft, the original drafting file will be copied on yellow paper (darkened/auto centered/reduced to 90%) and added, as a separate appendix, to the new 2003 drafting file. This request form will be inserted into the "guts" of the new 2003 draft. If introduced the appendix will be scanned/added to the electronic drafting file folder.
- The original drafting file will then returned, intact, to it's folder and filed. For future reference, a copy of the transfer/copy request form will also be added to the "guts" of the original draft.

By WED 9/3

2





1 AN ACT to repeal 19

AN ACT to repeal 196.493; and to amend 196.491 (3) (d) (intro.) of the statutes;

relating to: requirements for approval of construction of nuclear power plants.

Analysis by the Legislative Reference Bureau

Under current law, the public service commission (PSC) may not approve the construction of a nuclear power plant unless the PSC makes two findings. First, the PSC must find that a facility inside or outside the United States is available for adequate disposal of all high-level nuclear waste from all nuclear power plants operating in this state, including the proposed plant. Second, the PSC must find that the proposed plant, in comparison with feasible alternatives, is economically advantageous to ratepayers. The second finding must be based on the following factors: 1) the existence of a reliable and adequate nuclear fuel supply; 2) the costs for constructing, operating, and decommissioning nuclear power plants and for disposing of nuclear waste; and 3) any other factor having an impact on the economics of nuclear power plants, as determined by the PSC.

This bill eliminates the requirement for the PSC to make the two findings described above. Therefore, under the bill, a proposed nuclear power plant is subject to the same approval requirements applicable to the construction of other power plants.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

BILL

 $\begin{array}{c}
1 \\
2 \\
3 \\
4
\end{array}$

Section 1. 196.491 (3) (d) (intro.) of the statutes is amended to read:

196.491 **(3)** (d) (intro.) Except as provided under par. (e) and s. 196.493, the commission shall approve an application for a certificate of public convenience and necessity only if the commission determines all of the following:

SECTION 2. 196.493 of the statutes is repealed.

(END)

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DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU

LRB-3181/1dn MDK:

Rep. Huebsch:

This bill is a redraft of 2001 LRB-2075/1.

Mark D. Kunkel Senior Legislative Attorney Phone: (608) 266–0131

E-mail: mark.kunkel@legis.state.wi.us

DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU

LRB-3181/1dn MDK:jld:rs

August 29, 2003

Rep. Huebsch:

This bill is a redraft of 2001 LRB-2075/1.

Mark D. Kunkel Senior Legislative Attorney Phone: (608) 266–0131

Phone: (608) 266–0131 E-mail: mark.kunkel@legis.state.wi.us

Barman, Mike

From:

Sent: To:

Subject:

Kunkel, Mark Wednesday, September 17, 2003 1:40 PM Barman, Mike Please jacket 03-3181/1 for Rep. Huebsch

Mark D. Kunkel Senior Legislative Attorney Legislative Reference Bureau (608) 266-0131